

Exhibit “4”

Page 1 of 1

New Reply Delete Archive Junk Sweep Move to Cate



mr. catapano

Attn: Mr. Catapano

Folders

Inbox 8713

Junk 243

Drafts 19

Sent

Deleted

POP

barry

bizness

dictionary wds 188

new

Performance Factory

Search Results

New folder

Quick views

Documents 43

Flagged 2

Photos 62

Shipping updates 1

New category



2/19/10

To: intake@nycsci.org

Facebook
ConnectTwitter
Sign up

Already on Twitter?

Principal Angela Thompson, Assistant Principal Renee Pepper, and Guidance Counselor Colleen O'Connell fabricated claims that I verbally and physically abused seven students, four on November 25, 2009, one on November 23, 2009 one on December 1, 2009, and one on December 3, 2009.

To support their claims of abuse Ms. Thompson and Ms. O'Connell wrote a statement in their own handwritings and presented it with a student's name inked out. On four of the other students' statements Ms. Thompson wrote at least one sentence.

Assistant Principal Renee Pepper fabricated a statement claiming that on Nov 30, 2009 at 3:20 PM a student's grandmother called to say her grandson, Isaiah Dantzler, came off the bus crying and upset because Merlene Bacchus, an aide, yelled at him and his class for no reason during lunch and she called them "jerks." Principal Thompson reported to OSI on December 1 that the incident occurred on November 30 and the grandmother reported the incident and not the child. But in her letter to me and in all the meetings we had, she claimed the incident occurred on November 25 and the child made the allegation on the same day.

The discrepancies in dates are a clear indication that these statements were falsified as part of a set-up to have me discredited.

Thank you in advance for your attention in this matter

Merlene Bacchus

School Aide/PS/15295

Job phone: (718) 464-1433

Home : (718) 658-3569



000455

P.S./I.S. 295Q
Ms. Thompson, Principal
Ms. O'Connell, Guidance Counselor

Student Statement

Date: 12/14/09

On Wednesday The day before Thanksgiving
Ms. Backes said we weren't going to play
outside and she grabbed melvin
by his coat and yelled at
him and said "Sit down and your
not going to play for the whole
week and when we got on
line the kids were on line
but It was like Slatted and
said to me that she was
going to call my mom and
that day when I got home
my mom tolded me what
happened and she belived me
and yesterday she called us
jerks It really got me mad

P.S./I.S. 295Q
Ms. Thompson, Principal
Ms. O'Connell, Guidance Counselor

Student Statement

Date:

I [redacted] O [redacted] 12-2-09

One Monday Nov. 30th in the gym
I was sitting on the bleachers because
Mrs. Barker was yelling at me and the other kids
we didn't line up when we were
supposed to line up but she never talked
us to line up.

On Wednesday when we were lining
up Mrs. Barker called me a Jerk. Mrs. Barker
told Ms. Marx that she didn't like
me anymore.



09-4824

P.S./I.S. 295Q
Ms. Thompson, Principal
Ms. O'Connell, Guidance Counselor

Student Statement D [REDACTED] H [REDACTED]

Date: 12/2/09

M [REDACTED] and I were running in the gym on Wed the 25 of Nov. at recess Mrs Backas pulled me by my collar. She pulled M [REDACTED] too. She took us to the belchers sill holding us by the collar. She said we wer in trouble. We were just running. Other kids were running too. Yestard Mrs Backas said that Mrs LaBella said that we have to sit on the side for four days.

09-4887

P.S./I.S. 295Q
Ms. Thompson, Principal
Ms. O'Connell, Guidance Counselor

Student Statement

Date:

M [REDACTED], S [REDACTED] Dec 4, 2009

On Wednesday, The day Before Thanks giving, She had pull me on my collar. She yelled at me for No reason and when The Fifth graders are running around She does not do anything and when were sitting down She still yell at us and when we are at lunch and when we have a party She talk about us

P.S./I.S. 295Q
Ms. Thompson, Principal
Ms. O'Connell, Guidance Counselor

Student Statement

Date:

Isaiah Dantzler

12-2-09

One Monday Nov. 30th in the gym
I was sitting on the bleachers because
Ms. Backes was yelling at me just because
we did not line up when we were
supposed to line up but she never told
us to line up.

On Wednesday when we were lining
up Ms. Backes called me a Jerk. Ms. Backes
told Ms. Minin that she did not like
me teacher.

~~11~~ #4

07-4912

P.S./I.S. 295Q

Ms. Thompson, Principal

Ms. O'Connell, Guidance Counselor

J T

Student Statement

Date: 12/4/09

yesterday in the yard Ms. Bokuse
call me stupid. I am scared that
Ms. Bokuse will get mad at me.

D 000229

please run for all
Students in Grades 3-8
and put in mailboxes.

Thank you
R. Pepper

Merlene 11/6/10
please fax
these - when
you get the
fax confirmation
please mail
1 extra copy
(718) 397-9325

One copy for 3/25/10
every teacher -
please put in
their mail boxes
before lunch
Thank you
R. Pepper

A Note from....

12/17/09

Merlene -
copies to all
staff - please
put in mail boxes

First item to
be copied 2/12/10

(RP)

A.T

Angela Thompson, Principal



000449



PS/IS 295Q

Ms Bacchus

Bank Deposit

A Note From
Angela Thompson, Principal

please mail to
house →
"To the parents of:"

T.V.
C.O. Cornell

Merlene-

pls go to the
bank after your
break. Thank you

B. Lew

Merlene - 10/19

pls make this
deposit

Thank you
B. Lew

000450

PS/IS 295Q

222-14 Jamaica Avenue
Queens Village, NY 11428
Ph: (718) 464-1433
Fax (718) 464-1439

Angela Thompson, Principal

Renee Pepper, Assistant Principal

COPY REQUEST FORM
(Please print)

Allow two to three days for receipt of your copies!

Date: 02/22/10 Class: 401

Teacher's Name: SYKES

Number of Copies: 1 (copy book)

Please check all that apply:

Paper Size: ☒ 8 1/2 X 11 ☐ 8 1/2 x 14

Single Sided: ☐ Back to Back: ☒

Collate: ☒ Staple: ☒

Copies Done By: DB

Finished On (Date): 2/22

000454



Plaintiff(s): Merlene Bacchus [Case No. : 12cv1663 (WFK) (MDG)]

Defendants(s): New York City Department of Education, Renee Pepper and Board of Education Employees Local 372 District Council 37, American Federation of State, County and Municipal Employees, AFL-CIO

Page	Line	Correction
10	24	strike "395", replace with "394K"
11	8	strike "395" replace with "MS394K"
11	12	Strike "can't" replace with "don't" after "really"
11	13	Strike "District Center 5" replace with "District 75"
11	16	Strike "District Center 5" replace with "District 75"
11	17	Strike "District Center 5" replace with "District 75"
11	20	Strike "PS395" Replace "MS 394K"
13	7	add "ink and toner" after "ordering"
14	15	strike "sight and hired" replace with "hired on sight"
15	21/2 2	Strike "breaks for" replace with "breakfast"
18	12	Strike "you know just hot water was coffee I was bringing down" replaces with "Aides are not required to push urns with hot liquids. Children may be burnt"
20	15	Strike "From 2007 you are asking me that question from?" and replace with "Are you referring to the period beginning from 2007"
20	20	Strike "that" before "Trina"
23	5	Strike "African"
26	20	Strike "I don't know if she's from"
29	4	Strike "all" add "also"
30	18	Strike "she" after "and"
32	24	Strike "of" replace with "for"
32	24	add after "encouraging" "insubordination in other staffers, even though such claim was baseless and was not supported by any facts."
34	1	Strike "it" replace with "there"
34	3	add "but she" after "descent"

Date: _____	Subscribed and sworn to before me
Name of Witness: _____	This _____ of _____, 2013.
Signature: _____	_____ Notary Public



Plaintiff(s): Merlene Bacchus [Case No. : 12cv1663 (WFK) (MDG)]

Defendants(s): New York City Department of Education, Renee Pepper and Board of Education Employees Local 372 District Council 37, American Federation of State, County and Municipal Employees, AFL-CIO

Page	Line	Correction
34	4	Strike "it" replace with "there"
34	4	Strike "a lot of" replace with "enough"
34	20	add "yes" before "but"
36	5	Strike "Uh-huh" replace with "yes"
38	18	Strike "his" replace with "Ms."
40	10	Strike "she said" replace with "Thompson said"
45	21	add "a flatbed cart" after "borrowed"
46	22	Add "to the cart" after "on"
48	13	Strike "instructed" replace with "written"
48	23	Strike "from when I finished delivering the books" replace with "the office after escorting the class"
49	2	Strike "delivered" replace with "escorted"
49	9	add "and again after I escorted the class" after "books"
51	24	Strike "I lined up the class" replace with "But I did line up the class"
52	11	Strike "and" replace with "before"
52	12	Add "but" after "came"
52	12	Strike "and" after "kids"
52	14	Strike "when they came back – when they came to"
52	15	Strike "pick them up" strike "they" replace with "the teachers"
52	16	Strike "and" replace with "but" after "another"
52	25	Strike "the" replace with "further"
58	20	add "incident" after "alleged"
58	22	Add "allegation" after "that"
60	6	Add "administration about" after "with"
60	6	Strike "with" replaces with "from"
62	8	add "it" after "why is"

Date: _____	Subscribed and sworn to before me
Name of Witness: _____	This _____ of _____ 2013.
Signature: _____	_____ Notary Public

Plaintiff(s): Merlene Bacchus [Case No. : 12cv1663 (WFK) (MDG)]

Defendants(s): New York City Department of Education, Renee Pepper and Board of Education Employees Local 372 District Council 37, American Federation of State, County and Municipal Employees, AFL-CIO

Page	Lines	Correction
62	8	add "has" after "this one"
62	20	add "stamp and deliver books, clean up after teachers' conferences, transport coffee urn and work in book room" after "counter"
63	4	Strike "until" replace with "from"
63	4	Add " 2009" after "4 th "
64	23	Strike "suspended" replace with "terminated"
65	19	Add "The allegations were false. The incidents never happened. It was not until I returned from the medical screening on December 3rd fit to work that these allegations of verbal abuse/corporal punishment surfaced. Pepper, Thompson and LaBella coerced five students to falsely allege that I subjected them to corporal punishment/verbal abuse on November 25, 2009. Lopez had recently been laid off, so they chose me because of my race and nationality to be fired, in order for them to bring back Lopez." add after "kids"
67	19	Add "and because I overheard Levy say 'It is so sad Lopez and Horton had to go but the aides I want to see go are allowed to remain' while she was soliciting donations for Lopez after she was laid off," type after "substitute aide"
67	19	Add "and the hours that Pepper and Thompson cut from the other remaining aides, were assigned to Lopez." After "bring her back"
68	4	Add "All these allegations were false, made up; Pepper, Levy, OConnell, LaBella needed to construct a paper trail against me, to justify their final act which was to have me fired. They pretended they believed in progressive discipline so they sought to fill my file with false allegations, falsely substantiate the false allegations, then appear to have a reason to fire me" after "adults."
68	7	Strike "uh-huh" replace with "yes"
68	14	Add "I also believe these statements were forged and coerced because the spelling and grammar was awful. I am not convinced fourth graders are unable to spell three letter words. Some statements were clearly written by adults who began writing in their regular fist and then changed up their handwriting, deliberately used poor grammar and bad spelling to give impression that the statements were written by young students. Also remember this was an A-rated school. The students in an A-rated school are better writers and spellers. And the alleged students' statements were never corroborated by any statement from an adult or video footage." add after "involved"

Date: _____	Subscribed and sworn to before me
Name of Witness: _____	This _____ of _____ 2013.
Signature: _____	_____ Notary Public

Plaintiff(s): Merlene Bacchus [Case No. : 12cv1663 (WFK) (MDG)]

Defendants(s): New York City Department of Education, Renee Pepper and Board of Education Employees Local 372 District Council 37, American Federation of State, County and Municipal Employees, AFL-CIO

Page	Line	Correction
70	8	Strike "have" replace with "ask"
73	12	add "Pepper" before "give"
74	6	Strike "uh-huh" replace with "yes"
75	2	Strike "that" replace with "it"
77	11	Add "Also during our conference, I explained my reason for my action and Thompson accepted my explanation and in the presence of Pepper, Thompson closed the matter. But Pepper, in her need to fill my file with false letters, in order to set up my discharge, went ahead and gave me a letter to file. So Thompson determined the accusation to be unfounded because she found it was not true." After "view."
78	14	Add "I sometimes refer to myself in the first person plural" after "about."
79	2	Strike "at page 47" replace with "the first page"
79	5	Strike "center 5" replace with "29"
82	6	Strike "LaBalla" replace with "Bala"
82	23	Strike "have" replace with "need"
84	25	Strike "shout" replace with "shouted"
85	7	Add after "time" "On multiple dates, the phone rang numerous times while I was making copies. Ms. Pepper always shouted at me to leave the copying and answer the phone, meanwhile other aides would be sitting closer to the phone doing nothing. She walked behind the classes I was escorting and shouted at me to make the students walk quicker. She'd come into the school yard during recess and shout at me for no reason while my students were playing. She would say "Bacchus circulate, circulate". Or "Your children are running, I don't want them running in the school yard. Bacchus put them against the fence for time out, five minutes each. " She did not do this with other aides whose students were involved in the same activity as my students."
93	21	Strike "get" replace with "give"
94	21	Strike "it" replace with "she"
95	4	Strike "and she" replace with "who" after "Thompson"

Date: _____	Subscribed and sworn to before me
Name of Witness: _____	This _____ of _____ 2013.
Signature: _____	_____ Notary Public.

Plaintiff(s): Merlene Bacchus [Case No. : 12cv1663 (WFK) (MDG)]

Defendants(s): New York City Department of Education, Renee Pepper and Board of Education Employees Local 372 District Council 37, American Federation of State, County and Municipal Employees, AFL-CIO

Page	Line	Correction
95	7	Add "immediately" after "allegation"
95	14	add "she refused to" after "nurse"
100	15	add "the corridor in the auditorium" after "hall"
101	4	Strike "medicate" replace with "mediate"
111	14	Add after "wrongly" "Also DOE allowed an atmosphere to exist in PS/IS 295 in which Principal Thompson and AP Pepper could abuse their authority by fabricating charges against me, and unreasonably refused to take over the investigations of the fabricated charges even after I complained to DOE's, OEO, OSI and SCI. DOE fired me wrongfully."
112	14	Add "And made me perform duties outside of my job description, writing me up for verbal and physical abuses that I did not commit; substantiating these bogus allegations without proper investigations; suspending me and eventually terminating my employment on these same made-up allegations in order to create a position for Lopez who is White, all because I am a Black West Indian Woman."
114	3	Strike "center 5" replaces "75"
117	7	Add "it is my name but it is not my signature" after "yes"
117	9	add "I received page D660 but did not receive D661" after "yes"
118	15	add "yes" before "this"
118	15	Strike "one" replace with "handwriting"
118	15	Strike "matched" add "matches the handwriting on D442" after "directly"
118	19	Strike "they" replace with "the Union" after "because"
120	1	Strike "handwriting" replace with "Handwritten statement"
123	11	Strike " it could be a part much it." Replace with "but that's not why I was fired"
130	8	add "contrary to what pepper claims" after "jerk"
130	10	Add "I told Ms. Wambser to request a statement from the grandmother of the child" after "and"
130	11	Strike "had to request of the child" replace with "to request a statement from the grandmother"
130	18	add "but administration never provided Wambser any statement and Wambser never followed up with the request" after "November 2009"
132	11	Strike "I think that's it" replace with "Also, after Thompson gave me the letter of termination, I tried to leave the conference room to gather my possessions and leave the building. Ms. Thompson stood in the doorway and physically prevented me from leaving. She then advanced menacingly towards me, bumping me with her stomach until she had backed me up against her desk then she yelled at me saying she need to give me instructions. The instructions were that I should not come within 15ft of the building and take my things and leave. When she spoke her spittle sprayed me in the face. I felt abused, and very humiliated. She did this in the presence of the school safety officer Rebecca."
148	17	Strike "No, I never- I did not receive this letter" replace with "Yes"
148	19	Strike "Yes" replace with "No"
149	3	Strike "2011" replace with "2012"
149	6	Strike "And he said oh"
157	6	Strike "to" replace with "About" "after "nothing"

Plaintiff(s): Merlene Bacchus [Case No. : 12cv1663 (WFK) (MDG)]

Defendants(s): New York City Department of Education, Renee Pepper and Board of Education Employees Local 372 District Council 37, American Federation of State, County and Municipal Employees, AFL-CIO

Date: <u>7/17/13</u>	Subscribed and sworn to before me
Name of Witness: <u>MERLENE BACCHUS</u>	This <u>17th</u> of <u>July</u> 2013.
Signature: <u>Merlene Bacchus</u>	<u>[Signature]</u> Notary Public

VINCENT I. EKE-NWEKE
Notary Public, State of New York
Qualified in Kings County
No. 02EK006884
My Comm. Expires 04-15-2014